

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Application of San Diego Gas & Electric Company (U 902-E) for an Order Implementing Assembly Bill 265.

Application 00-10-045  
(Filed October 24, 2000)

Application of San Diego Gas & Electric Company (U 902-E) for Authority to Implement an Electric Rate Surcharge to Manage the Balance in the Energy Rate Ceiling Revenue Shortfall Account.

Application 01-01-044  
(Filed January 24, 2001)

**ASSIGNED COMMISSIONER'S RULING ESTABLISHING  
AN ADDITIONAL PUBLIC PARTICIPATION HEARING IN CARLSBAD**

Evidentiary hearings were recently held in the above-captioned proceedings. Among the issues that were litigated was the amount of the undercollection resulting from the difference between the 6.5 cents per kilowatt-hour (kWh) rate ceiling for small customers, established in response to Assembly Bill (AB) 265 (Stats. 2000, Ch. 328), and the actual electric commodity rate that was paid by San Diego Gas & Electric Company (SDG&E). SDG&E estimates that the AB 265 undercollection as of December 31, 2002 will be \$222.06 million. SDG&E is requesting that the Commission impose a surcharge of \$0.00349 per kWh on small customers for a period of two years to recover this alleged undercollection.

During the hearings, the assigned Administrative Law Judge indicated that one or more public participation hearings might be scheduled in the San

Diego area. The Commission previously held four public participation hearings in these proceedings in the San Diego area in June 2001.

Due to the passage of time since the last public participation hearings were held, the recent hearings on the AB 265 undercollection amount and surcharge, and the proposed settlement of federal litigation filed by SDG&E against the Commission regarding three intermediate term contracts (see June 18, 2002 Assigned Commissioner's Ruling), I scheduled a public participation hearing for Wednesday, August 14, 2002 in San Diego. (See July 23, 2002 Assigned Commissioner's Ruling.)

Customers of SDG&E in the northern and central part of San Diego County and Southern Orange County have expressed the need for another public participation hearing in a location more convenient to them so that they can comment on the surcharge amount that is being requested, and the proposed settlement of the federal litigation. Accordingly, I will schedule another public participation hearing for Wednesday, August 28, 2002, in Carlsbad, starting at 2:00 p.m.

Therefore, **IT IS RULED** that:

1. In addition to the public participation hearing that is scheduled for Wednesday, August 14, 2002 starting at 7:00 p.m., another public participation hearing will be scheduled for Wednesday, August 28, 2002, starting at 2:00 p.m., at the Windmill Banquet & Catering Facility, 890 Palomar Airport Road, in Carlsbad.

2. San Diego Gas & Electric Company (SDG&E) shall prepare a notice informing its customers of the August 28, 2002 public participation hearing in Carlsbad. SDG&E shall provide a draft notice to the Commission's Public

Advisor's office in Los Angeles on or before August 13, 2002. The Public Advisor's office may alter or require changes to the notice prior to its publication.

3. SDG&E shall cause the approved notice to be published in newspapers of general circulation in SDG&E's service territory for at least five continuous days beginning no later than August 18, 2002. SDG&E shall also prominently post a notice of the August 28, 2002 public participation hearing in all of their offices in which SDG&E's customers come into contact with SDG&E's customer service representatives.

4. SDG&E shall have customer service representatives at the August 28, 2002 public participation hearing to answer any billing or service questions that individual customers may have.

5. Each active party to this proceeding may take up to 10 minutes at the beginning of the hearing to summarize its position.

Dated August 7, 2002, at San Francisco, California.

/s/ CARL W. WOOD  
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Carl W. Wood  
Assigned Commissioner

**CERTIFICATE OF SERVICE**

I certify that I have by mail this day served a true copy of the original attached Assigned Commissioner's Ruling Establishing an Additional Public Participation Hearing in Carlsbad on all parties of record in this proceeding or their attorneys of record.

Dated August 7, 2002, at San Francisco, California.

/s/ ERLINDA PULMANO

Erlinda Pulmano

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.